

SUBJECT PROPERTY

Parcels or Portions thereof identified on this sheet are within the Airport Safety Overlay District and are subject to Special Regulation

PUP2017-00018

Zoning

Hours of Operation

Varina District

400

0 400 Feet

PS July 2017 Ref: 816-711-6950

COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO



John A. Vitoulkas
County Manager

October 17, 2017

Redco Properties, LLC
C/O Mr. Brad Mercer
McRae & Associates
Director of Real Estate
335 N. Queen St.
Kinston, NC 28501

Re: Provisional Use Permit PUP2017-00018

Dear Mr. Mercer:

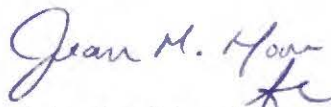
The Board of Supervisors at its meeting on October 10, 2017, approved your request for a Provisional Use Permit under Sections 24-58.2(a), 24-120, and 24-122.1 of Chapter 24 of the County Code to allow extended hours of operation for a proposed restaurant on part of Parcels 816-711-6950 and 816-711-8151 located on the east side of S. Laburnum Avenue approximately 460' south of its intersection with Eubank Road, subject to the following conditions:

1. All proffered conditions accepted with case C-63C-06 shall be made part of this Provisional Use Permit.
2. This permit shall only apply to the tenant space occupied by Bojangles.
3. Hours of operation for the restaurant, including any drive thru operations, shall be limited to 5:30 a.m. to 12:00 a.m.
4. Any outside speakers or sound system shall comply with the following standards:
 - a. Sound systems shall be equipped with controls permitting full volume adjustment.
 - b. Sound from the system shall not be audible beyond the property lines of the development.
5. The owner and/or operator of the establishment shall allow the Crime Prevention Unit of the Division of Police to conduct a security survey of the location to identify potential security risks and to recommend additional prevention measures, if any, to be implemented by the business.

6. The owner/operator of the establishment shall install and maintain a security camera and video system designed by a security specialist. The security system shall include the following items:
 - a. Exterior surveillance cameras monitoring the entrance(s), parking area(s), and any other areas deemed necessary by the Division of Police. Such security cameras shall provide clear imagery of the establishment's patrons and their vehicles.
 - b. Tapes or digital files showing recorded activities in the area under surveillance shall be preserved for a period of 30 days. Authorized representatives of the Henrico County Division of Police and the Henrico County Planning Department shall have access to such recordings upon request.
7. The facility's windows shall not be tinted or obscured by posters, advertisements, or similar materials in order to permit surveillance opportunities both from within and from the outside of the building. This shall not prevent blinds from being used during daylight hours.
8. The owner and/or operator shall provide adequate lighting for the entrances, exits and parking areas serving the use or location. "Adequate lighting" means lighting sufficient for clear, visual and security camera surveillance.
9. In the event evidence (i.e. police calls to the premises or complaints from other businesses) indicate the extended hours of operation are having an adverse effect (i.e. increased public nuisance, loitering, excessive noise outside the building, criminal assault, etc.) on the surrounding area, the Board of Supervisors may hold a public hearing to consider revoking the Provisional Use Permit.

The Planning Department has been advised of the action of the Board of Supervisors and requested to revise its records.

Sincerely,



John A. Vithoukas
County Manager

pc: JG Laburnum, LLC & Robins Laburnum, LLC
Andrew M. Condlin, Esquire
Director, Real Estate Assessment
Police, Special Services